

Gen. Ord. No. 23 - 11 - 12. By Alderpersons VanderWeele, Kath and Rindfleisch. September 6, 2011.

AN ORDINANCE amending various sections of Section 94-131 of the Municipal Code so as make changes to reporting, documentation, and other requirements of pawn shops in the City of Sheboygan.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 94-131 of the Municipal Code is hereby repealed and recreated in subsection (c)(1) thereof to read as follows:

"94-131. Requirements.

...

(c)

...

- (1) A complete and accurate description of each item, including, but not limited to any trademark, identification number, serial number, model number, brand name, or other identifying mark on such an item. Additionally, every pawnbroker must keep photographs of sufficient quality to identify the item of every item that does not contain a specific serial number that would identify the item.

..."

Section 2. Section 94-131 of the Municipal Code is hereby repealed and recreated in subsections (g)(1) thereof to read as follows:

"94-131. Requirements.

...

(g) Daily reports to police.

- (1) Pawnbrokers must submit every reportable transaction to the police department daily in the following manner. Pawnbrokers must provide to the police department all required information required in subsection (c) and other required information by transferring it from their computer to the web server via modem designated by the Sheboygan Police Department. All required records must be transmitted completely and accurately after the close of business each day in accordance with standards and

procedures established by the police department using procedures that address security concerns of the pawnbroker and the police department. The pawnbroker must display a sign of sufficient size in a conspicuous place on the premises, which informs all patrons that all transactions are reported daily to the police department.

..."

Section 3. Section 94-131 of the Municipal Code is hereby repealed and recreated in subsections (g)(2) thereof to read as follows:

"94-131. Requirements.

...

(g) Daily reports to police.

...

(2) Billable transaction fees. Pawnbrokers will be charged for each billable transaction reported to the police department. These fees are intended to pay for the cost of participation in the reporting system. No fees will be charged if the police department incurs no cost for said participation.

..."

Section 4. Subsection (i) of Section 94-131 of the Municipal Code is hereby created to read as follows:

"94-131. Requirements.

...

(i) Business at only one place. A license under this chapter authorizes the pawnbroker to carry on its business only at the permanent place of business designated in the License. However, upon written request, the Chief of Police, or the Chief's designee, may approve an off-site locked and secured storage facility. The Licensee shall permit an inspection of the facility in accordance with this Chapter. All provisions of this Chapter regarding record keeping and reporting apply to the facility and its contents. Property shall be stored in compliance with all provisions of the city code. The Licensee must either own the building in which the business is conducted, and any approved off-site storage facility, or have a lease on the business premises that extends for more than six (6) months.

Section 5. Subsection (j) of Section 94-131 of the Municipal Code is hereby created to read as follows:

"94-131. Requirements.

...

- (j) Payment. All payments made by a pawnbroker who lends money on the deposit or pledge of any article or jewelry or who purchases any article or jewelry shall be made by check or automated clearing house."

Section 6. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.